

TOWNSHIP OF PEQUANNOCK

ORDINANCE NO. 2011-21

ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR THE PURCHASE OF A PORTION OF THE ROUTE 23 RIGHT OF WAY IN THE VICINITY OF JACKSON AVENUE FROM THE STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR PUBLIC USE

WHEREAS, State of New Jersey Department of Transportation is the owner of property known as a 4140 square foot portion of the Route 23 Right of Way in the vicinity of Jackson Avenue; and

WHEREAS, the Township of Pequannock desires to acquire this property for public use in connection with the Village Area Sewer project; and

WHEREAS, the State of New Jersey Department of Transportation has offer to convey the property to the Township for public purposes for an amount of \$28,100.00; and

WHEREAS, the Township Council of the Township of Pequannock has determined that it should acquire the property; and

WHEREAS, the parties desire to enter into an agreement for the sale of real property for public use in the form attached hereto.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Pequannock, County of Morris and State of New Jersey, as follows:

Section 1. The appropriate municipal officials are hereby authorized and directed to enter into a contract with State of New Jersey Department of Transportation for the acquisition of a 4140 square foot portion of the Route 23 Right of Way in the vicinity of Jackson Avenue (more particularly described in the description annexed to the agreement). This acquisition shall be for public use with a purchase price of \$28,100.00. The form of agreement is attached hereto and subject to certification of available funding and conditions set forth in the agreement..

Section 2. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

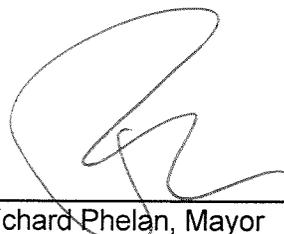
Section 3. All Ordinances or parts of Ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4. This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

Introduced: June 28, 2011

Adopted: July 26, 2011


Joseph J. Delaney, Jr., Township Clerk


Richard Phelan, Mayor